

BILL ANALYSIS

Senate Research Center
79r7266 JD-D

H.B. 1350
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Transportation & Homeland Security
5/4/2005
Engrossed

AUTHOR'S/SPONSOR'S STATEMENT OF INTENT

During the 78th, Regular Session, 2003, H.B. 3588 enacted various provisions continuing new definitions that made it easier for an insurance company to notify the Texas Department of Transportation that a claim was paid on a vehicle, regardless of whether it was a total loss, and have that vehicle's regular title terminated and a non-reliable or salvage vehicle title issued instead. Though the vehicle might be drivable and within inspection specifications, the burden of proving the vehicle is not worthy of a salvage vehicle title falls upon the vehicle owner. H.B. 1350 reinstates the previous definition of salvage motor vehicle to prevent drive-worthy vehicles from being issued a salvage vehicle title.

RULEMAKING AUTHORITY

This bill does not expressly grant any additional rulemaking authority to a state officer, institution, or agency.

SECTION BY SECTION ANALYSIS

SECTION 1. Amends Section 501.091(15), Transportation Code, to redefine "salvage motor vehicle" by including in the definition a motor vehicle that has damage to or is missing a major component part, rather than damage, to the extent that the cost of repairs, including parts and labor other than the cost of materials and labor for repainting the motor vehicle and excluding sales tax on the total costs of repairs, rather than repair, exceeds the actual cash value of the motor vehicle immediately before the damage.

SECTION 2. Effective date: September 1, 2005.